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Ten Post Office Square
Boston, Massachusetts 02109
Tel. 617.542.2290 • Fax. 617. 451.0313
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DATE: January 27, 2006

TO: Examiner Misook Yu
TC Art Unit: 1642

Fax No.: (571) 273 8300

FROM: Holliday C. Heine, Ph.D.

No. of pages transmitted
(including this page): 2

Our File: HSS-022XX

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Sent by: Rose

Application No. 09/937,191

Filed Date: January 3, 2002

Confirmation No.: 6276

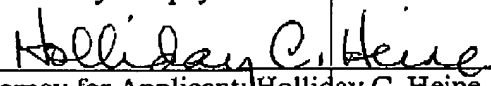
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MESSAGE

PLEASE DELIVER DIRECTLY TO:
EXAMINER Misook Yu, Tel. (571) 272 0839
TC ART UNIT NO: 1642

FOR ENTRY

Enclosed for filing please find a: Notice of Appeal including
Request for 3 months Extension of Time

The Commissioner is hereby authorized to Charge Deposit Account No. 23-0804 for any additional filing fees associated with this communication or credit any overpayment.


Attorney for Applicant: Holliday C. Heine, Ph.D.
Registration No. 34,346

331797-1

THIS MESSAGE MAY CONTAIN CONFIDENTIAL OR PRIVILEGED INFORMATION INTENDED ONLY FOR THE PERSON(S) IDENTIFIED ABOVE. IF IT HAS BEEN RECEIVED AT ANY OTHER PLACE OR HAS NOT BEEN CLEARLY RECEIVED, PLEASE CALL THE ABOVE IDENTIFIED SENDING PARTY COLLECT FOR INSTRUCTIONS. DO NOT SHOW OR DISTRIBUTE THIS MESSAGE TO ANYONE OTHER THAN THE INTENDED RECIPIENT(S). THANK YOU.

Rev 09/03

Application: 09/937,191
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Date: January 27, 2006

JAN 27 2006

Attorney
Docket No.: HSS-022XX

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

In re application of: Walter Schubert

Entitled: UTILIZATION OF AN AMINOPEPTIDASE INHIBITOR

VIA FACSIMILE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated July 28, 2005 of the Examiner finally rejecting claims 21, 23, 24 and 30.

Authorization is provided herewith to charge Deposit Account No. 23-0804 in the amount of \$250.00 to cover the associated fee.

The following checked items are appropriate:

01/30/2006 TL0111 00000055 230804 09937191

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A timely response to the final rejection:

[] has been filed [] is hereby filed

An extension of time to respond to the final rejection:

1. [] was requested on _____ for _____ month(s);
 2. [X] is hereby requested for 3 month(s) authorization is provided herewith to charge Deposit Account No. 23-0804 in the amount of \$510.00 for the extension fee.
 3. [] is included on the enclosed amendment transmittal form along with a check in the amount of \$_____ for the extension fee.
- [] In the event a Petition for Extension of Time is required by this paper and not otherwise provided, such Petition is hereby made and authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of such extension.
- [X] The Commissioner is hereby authorized to charge payment of any additional filing fees under \$1.16 associated with this communication or credit any overpayment to Deposit Account No. 23-0804.

I hereby certify that this correspondence is being sent via facsimile to Examiner Misook Yu at TC Art Unit 1642, Fax No. (571) 273 8300, on Jan. 27, 2006.

Holliday C. Heine
Attorney of Record: Holliday C. Heine, Ph.D.
Registration No.: 34,346

HCH/raw
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